## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re HOWARD et al. | Group Art Unit: 1761 |
| U.S. Application No.: 10/774,692 | Examiner: Tran Lien, Thuy |
| Filed: February 10, 2004 | Attorney Docket No.: 77070 |
| Confirmation No.: 7393 | Customer No.: 48940 |

### NOTICE OF APPEAL FROM THE EXAMINER
### TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby **appeal(s)** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

☒   The fee for this Notice of Appeal is $ 500.00  (37 CFR § 41.20(b)(1)).

☐   Applicant(s) assert entitlement to Small Entity Status (37 CFR § 1.27), reducing the Appeal Fee by half to $ 250.00 .

☐   Charge $__ to Deposit Account No. 06-1135.

☒   On-line payment in the amount of the fee due of $500 is being made concurrently herewith via the EFS-Web.

☐   A check in the amount of the fee is enclosed.

☐   Not required (fee paid in prior appeal in this application).

☐   A petition for extension of time under 37 CFR § 1.136(a) is enclosed.
     * * *This paper is being timely filed Monday, May 15, 2006; the first succeeding business day following Sunday May 14, 2006.*

☒   The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135.

Date: **May 15, 2006**

  /Ramon R. Hoch/
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